

06-24-03

RCE/1600  
#26  
M.G.J  
7/8/03

PTO/SB/30 (10/2001)

Approved for use through 10/31/2002 OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL****Address to:  
Commissioner for Patents  
Box RCE  
Washington, DC 20231**

Application Number	09/206,249
Filing Date	12/07/1998
First Named Inventor	Miri Seiberg
Art Unit	1654
Examiner Name	Michael V. Meller
Attorney Docket Number	JBP438

RECEIVED  
JUN 26 2003  
TC 1700**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

RECEIVED

1. **Submission required under 37 CFR §1.114**a. ☐ Previously submittedi. ☐ Consider the amendment(s)/reply under 37 CFR §1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_iii. ☐ Other \_\_\_\_\_b. ☒ Enclosedi. ☒ Amendment/Replyiii. ☒ Information Disclosure Statement (IDS)ii. ☐ Affidavit(s)/Declaration(s)iv. ☐ Other \_\_\_\_\_

JUN 27 2003

TECH CENTER 1600/2900

2. **Miscellaneous**a. ☐ Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of \_\_\_\_\_ months (Period of suspension shall not exceed 3 months; Fee under 37 CFR §1.17(i) required)b. ☐ Other \_\_\_\_\_3. **Fees** The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed.a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_i. ☐ RCE fee required under 37 CFR §1.17(e)ii. ☐ Extension of time fee (37 CFR §§1.136 and 1.17)iii. ☐ Other \_\_\_\_\_b. ☒ Check in the amount of \$ 740.00 enclosedc. ☐ Payment by credit card (Form PTO-2038 enclosed)**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print / Type)	Maryellen Feehery	Registration No. (Attorney / Agent)	44,677
Signature	<i>Maryellen Feehery</i>	Date	6/23/03



06-25-03

RCE/1600  
4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Seiberg, et al.

Application Serial No.: 09/206,249

Filing Date: December 7, 1998

Attorney Docket No. JBP438

Group Art Unit: 1654

Examiner: Michael V. Meller

:  
: METHOD FOR REGULATING  
: PHAGOCYTOSIS  
:  
:  
:  
:  
:  
:

RECEIVED

JUN 27 2003

TECH CENTER 1600/2900

**REQUEST FOR CONTINUED EXAMINATION**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant respectfully requests continued examination ("RCE") under 37 C.F.R. § 1.114 for the above-identified patent application. Prosecution has been closed under 37 C.F.R. § 1.114(b). Concurrently submitted with this request is a check payable to the Commissioner of Patents for the fee under 37 C.F.R. § 1.17(e) of Seven Hundred and Forty Dollars (\$740); an RCE transmittal; an Information Disclosure Statement in accordance with 37 C.F.R. § 1.97(b)(4); "Submission Under 37 C.F.R. § 1.114 Response and Amended Claims"; and stamped return postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required during the entire pendency of the application, or credit any overpayment, to Deposit Account 18-0586. This authorization also hereby includes a

Adjustment date: 00/00/0000  
06/25/2003 AWONDAF1 00000087 09206249  
01 FC:1999 -740.00 0P

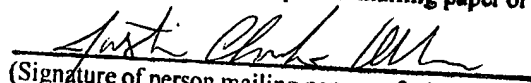
06/26/2003 AWONDAF1 00000078 180586 09206249  
01 FC:1801 10.00 DA 740.00 0P

request for any extensions of time of the appropriate length required upon the filing of  
any reply during the entire prosecution of this application.

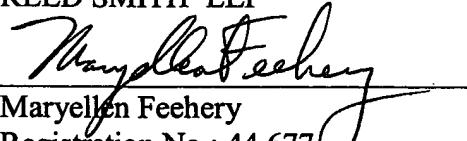
Express Mail Label No. EV 319936370 US  
Date of Deposit 06/23/03

I hereby certify that this paper or fee is  
being deposited with the United States Postal  
Service "Express Mail Post Office to  
Addressee" service under 37 CFR 1.10 on the  
date indicated above and is addressed to  
Commissioner for Patents, P. O. Box 1450,  
Alexandria, VA 22313-1450

Justin C. Allen  
(Typed or Printed name of person mailing paper or fee)

  
(Signature of person mailing paper or fee)

Respectfully Submitted,  
REED SMITH LLP

  
Maryellen Feehery  
Registration No.: 44,677

2500 One Liberty Place  
1650 Market Street  
Philadelphia, PA 19103-7301  
(215) 241-7988  
Attorney for Applicant

O.I.P.E.  
 JUN 23 2003  
 PATENT & TRADEMARK OFFICE



Customer Copy  
Label 11-F, June 2002



UNITED STATES POSTAL SERVICE®

Post Office to Addressee

**ORIGIN (POSTAL USE ONLY)**

PO ZIP Code: 19104  
 Day of Delivery: ☒ Next ☒ Second ☐ Third  
 Date In: 6/23/03  
 Mo. Day Year: 6/23/03  
 Time In: 1730  
☒ AM ☐ PM  
 Weight: 7.2 lbs.  
 Int'l Alpha Country Code: RC  
 Flat Rate Envelope: ☐  
 Postage: \$13.65  
 Return Receipt Fee: ☐  
 COD Fee: ☐  
 Insurance Fee: ☐  
 No Delivery: ☐ Weekend ☐ Holiday  
 Acceptance Clerk Initials: RCE  
 Total Postage & Fees: \$13.65

**DELIVERY (POSTAL USE ONLY)**

Delivery Attempt: ☐ Time: ☐ AM ☐ PM  
 Employee Signature:   
 Delivery Attempt: ☐ Time: ☐ AM ☐ PM  
 Employee Signature:   
 Delivery Date: ☐ Time: ☐ AM ☐ PM  
 Employee Signature:   
 Mo. Day Year:   
☐ **WAIVER OF SIGNATURE (Domestic Only)** Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent. (If delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.  
☐ **NO DELIVERY** ☐ Weekend ☐ Holiday  
 Customer Signature: \_\_\_\_\_

**CUSTOMER USE ONLY**  
 METHOD OF PAYMENT: X192633  
 Express Mail Corporate Acct. No. \_\_\_\_\_

Federal Agency Acct. No. or  
 Postal Service Acct. No. \_\_\_\_\_

**FROM: (PLEASE PRINT)** PHONE ( ) \_\_\_\_\_

REEDSMITH LLP  
 1650 MARKET ST STE 2500  
 PHILADELPHIA PA 19103-7227  
 840144-21011.1711

**TO: (PLEASE PRINT)** PHONE ( ) \_\_\_\_\_

Mail Stop RCE  
 COMMISSIONER FOR PATENTS  
 PU BOX 1450  
 ALEXANDRIA VA 22313-1450

PRESS HARD. You are making 3 copies. **FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com**

PENN CENTER PHILADELPHIA, Pennsy/vania 191029997			
06/23/2003	(800)275-8777	05:24:25 PM	
Product	Sales Receipt	Unit	Final
Description	Qty	Price	Price
ALEXANDRIA VA 22313			\$13.65
Express Mail PO-ADD			
Serial Number EV319936370US			
2nd Day Noon / Normal			
Delivery			
Paid by account:			\$13.65
EMCA account number:			192683
Total:			\$0.00
Paid by:			
Bill #: 1000400869250			
Clerk: 12			
Refunds only per DMN P014 Thank you for your business Customer Copy			

RECEIVED  
 JUN 27 2003  
 TECH CENTER 1600/2900

Mellon Bank, N.A.  
PHILADELPHIA REGION

ReedSmith<sup>LLP</sup>  
2500 ONE LIBERTY PLACE  
PHILADELPHIA, PA 19103-7301

CHECK NO. 464683

06-20-03

3-3 2115  
310

PAY SEVEN HUNDRED FORTY AND 00/100 Dollars

\$\*\*\*\*\*740.00

TO THE ORDER OF

COMMISSIONER PATENTS &  
TRADEMARKS

EV 319936370 US

Express Mail Label No.

ReedSmith<sup>LLP</sup>

Michael T. Czerwinski

SECURITY FEATURES INCLUDED. DETAILS ON BACK.  
⑈464683⑈ ⑈031000037⑈ 2⑈118 909⑈

Pat./Serial No. 09/206,249

Title: METHOD FOR REGULATING  
PHAGOCYTOSIS

Appl./Patentee Miri Seiberg, et al.

Atty. Docket # JBP 438

The Patent and Trademark Office acknowledges,  
And has stamped hereon, the date of the receipt of  
The items listed below:

Cert. Of Mailing:

1<sup>st</sup> Class Date \_\_\_\_\_

Express Mail Date 06-23-03

Label No. EV 319936370 US

- Return Post card
- Request for Continued Examination (2 pages)
- RCE Transmittal Form PTO/SB/30
- Submission Under 37 CFR § 1.114 Response and Amended Claims (10 pages)
- Information Disclosure Statement (2 pages)
- IDS Form PTO-1449
- Identified Japanese Patent (7 pages)
- English translation of Identified Japanese Patent (10 pages)
- Check No. 464683